

Miguel Gonzales and Luis Pazos, on behalf of themselves and other similiary  
situated

CIVIL ACTION NO. #: 11 CIV 8360

against

Plaintiff(s)

Le Bernardin, Inc. d/b/a Le Bernardin and Maguy Le Coze and Eric Ripert

Defendant(s)

## AFFIDAVIT OF SERVICE

State of New York        }  
County of New York    } ss.:

The undersigned, being duly sworn, deposes and says;  
Deponent is not a party herein, is over 18 years of age and resides in East Meadow, New York

That on **11/21/2011 at 5:27 PM at 155 West 51st Street , New York , NY 10168**  
deponent served a(n) **Summons in a Civil Action and Complaint**  
on **Eric Ripert** defendant therein named,  
by delivering thereat a true copy of each to **David Mancini [Manager]**, a person of suitable age and discretion. Said premises is  
defendant's actual place of business within the state.

Within 20 days of such delivery, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at  
defendant's actual place of business at **155 West 51st Street , New York , NY 10168** and deposited said envelope in an official depository  
under the exclusive care and custody of the U.S. Postal Service within New York State. The Envelope bore the legend "Personal and  
Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or  
concerned an action against the defendant.

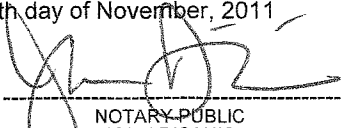
Mailed Copy on **11/22/2011 at 10:00 AM**  
**C/O Le Bernardin Restaurant**

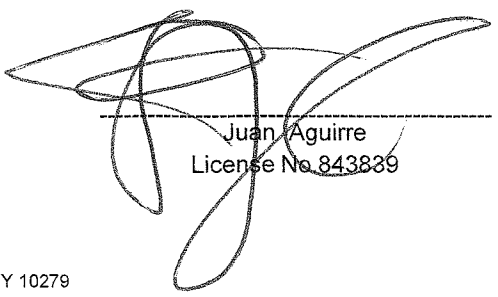
### Description of Person Served:

Gender: Male  
Skin: White  
Hair: Black/Gray  
Age: 36 - 50 Yrs.  
Height: 5' 9" - 6' 0"  
Weight: 161-200 Lbs.  
Other: Balding, Glasses

MILITARY SERVICE: Person spoken to was asked whether the recipient was in the military service of the State of New York  
or the United States and received a negative reply. Upon information and belief based upon the conversation and  
observation as aforesaid deponent avers that the recipient is not in the military service of the State of New York or the United  
States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to before me this  
22th day of November, 2011

  
NOTARY PUBLIC  
JOHN DICANIO  
NOTARY PUBLIC STATE OF NEW YORK  
WESTCHESTER COUNTY  
LIC. # 01DI4977768  
COMM EXP. 2/11/2015

  
Juan Aguirre  
License No. 843839